

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** McDOT **PROJECT LOCATION/WATERWAY:** Johnsburg, McHenry Co.

**FILE NUMBER:** LRC-2006-936 **PROJECT REVIEW COMPLETED:** ☐ Office ☒ Field

**Approved Jurisdictional Determination (JD)**(For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☒ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: RICHMOND.
- ☒ U. S. Geological Survey Hydrologic Atlas: RICHMOND, HA 303.
- ☒ USDA National Resources Conservation Service Soil Survey for McHenry County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: RICHMOND, 1992.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerial Photographs (Name & Date): 2005
- ☒ Advanced Identification Wetland Maps: MCHENRY COUNTY..
- ☒ Site Visit Conducted on: 8/1/06
- ☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** The on-site wetlands are tributary to the Fox River a navigable waterway, under Department of the Army jurisdiction.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other:                                |
| <input checked="" type="checkbox"/> wetland boundary               |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☒ This office concurs with your wetland delineation report dated June 2006, prepared by Smith Engineering Consultants, Inc.
- ☐ This office does not confirm your wetland boundary

**Recommended by:**                     S                     **Date:**           10/30/06          

**Approved by:**                     S                     **Date:**           11/1/06          

<sup>1</sup> Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Korall Corporation **PROJECT LOCATION/WATERWAY:** Approximately Mile Post 297.7 of the Chicago Sanitary Ship Canal in Romeoville, Will County, Illinois**FILE NUMBER:** LRC-2006-1176 **PROJECT REVIEW COMPLETED:** ☒ Office ☐ Field**Approved Jurisdictional Determination (JD)** (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.  
☐ There are non-jurisdictional waters on the project site.  
☒ There are waters of the United States on the project site.  
☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.  
☒ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))  
☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))  
☐ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  
☐ The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))  
☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).  
☐ Other:  
☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: ROMEOVILLE.  
☒ U. S. Geological Survey Hydrologic Atlas: ROMEOVILLE, 146.  
☒ USDA Natural Resources Conservation Service Soil Survey for Will County.  
☒ U. S. Geological Survey 7.5-Minute Topographic Maps: ROMEOVILLE, 1993.  
☐ U. S. Geological Survey 7.5-Minute Historic Quadrangles: \_\_\_\_\_.  
☐ U. S. Geological Survey 15-Minute Historic Quadrangles: \_\_\_\_\_.  
☒ Aerials (Name & Date): Monsee Twp, 1997  
☐ Advanced Identification Wetland Maps: \_\_\_\_\_.  
☐ Site Visit Conducted on:  
☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** The I&M Ship Canal is a navigable waters of the U.S. and is therefore jurisdictional.**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other:                                |
| <input type="checkbox"/> wetland boundary                          |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)  
☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.  
☐ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **Date:** 3/10/06**Approved by:** \_\_\_\_\_ **Date:** 1/22/06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

# APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Homer Township **PROJECT LOCATION/WATERWAY:** Northeast of the Intersection of S. Gougar Road and W. 151st Street in Homer Township, Will County, Illinois

**FILE NUMBER:** LRC-2006-1013 **PROJECT REVIEW COMPLETED:** ☒ Office ☐ Field

**Approved Jurisdictional Determination (JD)** (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

## Basis of Jurisdictional Determination:

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☐ The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

## Information Reviewed

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: JOLIET.
- ☒ U. S. Geological Survey Hydrologic Atlas: JOLIET, 89.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Will County.
- ☒ U. S. Geological Survey 7.5-Minute Topographic Maps: JOLIET, 1993.
- ☐ U. S. Geological Survey 7.5-Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15-Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerials (Name & Date): Homer Twp, 1997
- ☐ Advanced Identification Wetland Maps: \_\_\_\_\_.
- ☐ Site Visit Conducted on:
- ☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** The two tributaries located on the northern portion of the subject property drain into Big Run Creek. The tributary located on the southern end of the property south of W. 151st Street drains into Fiddymet Creek. Both tributaries are hydrologically connected to the Des Plaines River, a navigable waters of the U.S.

## Lateral Extent of Jurisdiction (33 CFR 328 and 329):

Ordinary High Water Mark indicated by:

- ☐ clear, natural line impressed on the bank
- ☐ the presence of litter and debris
- ☐ changes in the character of soil
- ☒ wetland boundary
- ☐ destruction of terrestrial vegetation
- ☐ shelving
- ☐ other:

## Basis for Declining Jurisdiction:

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

## Confirmation of Wetland Boundaries

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- ☐ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **Date:** 3/10/06

**Approved by:** \_\_\_\_\_ **Date:** 1/22/06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Jim Kasovic **PROJECT LOCATION/WATERWAY:** corner of Stafford Drive and Shady Hollow Lane in  
Johnsburg, McHenry County, Illinois / Fox River Waterway

**FILE NUMBER:** LRC-2006-855

**PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)**(For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☐ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☒ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: FOX LAKE.
- ☒ U. S. Geological Survey Hydrologic Atlas: FOX LAKE, HA 151.
- ☒ USDA National Resources Conservation Service Soil Survey for McHenry County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: FOX LAKE, 1993.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerial Photographs (Name & Date): Fall 2002
- ☐ Advanced Identification Wetland Maps: \_\_\_\_\_.
- ☒ Site Visit Conducted on: September 19, 2006
- ☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** Subject on-site wetlands drain a few hundred feet through a pipe to Pistakee Lake and the Fox River, both navigable in-fact Waters of the U.S.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other:                                |
| <input checked="" type="checkbox"/> wetland boundary               |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- ☒ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **Date:** 30 Oct 06

**Approved by:** \_\_\_\_\_ **Date:** 1 Nov 06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

# APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Ridge Property Trust **PROJECT LOCATION/WATERWAY:** Southwest of the Intersection of Murphy Road and W. Frontage Road in Wilmington, Will County, Illinois

**FILE NUMBER:** LRC-2006-1202 **PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.  
☐ There are non-jurisdictional waters on the project site.  
☒ There are waters of the United States on the project site.  
☐ There are both waters of the United States and non-jurisdictional waters on the project site.

## Basis of Jurisdictional Determination:

- ☐ There are no jurisdictional waters of the United States present on the project site.  
☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))  
☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))  
☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  
☒ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))  
☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).  
☐ Other:  
☐ Section 10 waterway.

## Information Reviewed

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: WILMINGTON.  
☒ U. S. Geological Survey Hydrologic Atlas: WILMINGTON, 306.  
☒ USDA Natural Resources Conservation Service Soil Survey for Will County.  
☒ U. S. Geological Survey 7.5-Minute Topographic Maps: WILMINGTON, 1993.  
☐ U. S. Geological Survey 7.5-Minute Historic Quadrangles: \_\_\_\_\_.  
☐ U. S. Geological Survey 15-Minute Historic Quadrangles: \_\_\_\_\_.  
☒ Aerials (Name & Date): Wilmington, 1997  
☐ Advanced Identification Wetland Maps: \_\_\_\_\_.  
☒ Site Visit Conducted on: October 4, 2006  
☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** The wetland and the tributary located on the subject property are hydrologically connected. In addition they both flow into the Kankakee River and are therefore jurisdictional

## Lateral Extent of Jurisdiction (33 CFR 328 and 329):

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other:                                |
| <input checked="" type="checkbox"/> wetland boundary               |  |

## Basis for Declining Jurisdiction:

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)  
☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

## Confirmation of Wetland Boundaries

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.  
☐ This office does not confirm your wetland boundary

**Recommended by:** — 5 — **Date:** 3/09/06

**Approved by:** — 5 — **Date:** 1/22/06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Ridge Property Trust **PROJECT LOCATION/WATERWAY:** Northwest of the Intersection of Murphy Road and W Frontage Road in Wilmington, Will County, Illinois

**FILE NUMBER:** LRC-2006-1201 **PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.  
☐ There are non-jurisdictional waters on the project site.  
☒ There are waters of the United States on the project site.  
☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.  
☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))  
☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))  
☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  
☒ The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))  
☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).  
☐ Other:  
☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: WILMINGTON.  
☒ U. S. Geological Survey Hydrologic Atlas: WILMINGTON, 306.  
☒ USDA Natural Resources Conservation Service Soil Survey for Will County.  
☒ U. S. Geological Survey 7.5-Minute Topographic Maps: WILMINGTON, 1993.  
☐ U. S. Geological Survey 7.5-Minute Historic Quadrangles: \_\_\_\_\_.  
☐ U. S. Geological Survey 15-Minute Historic Quadrangles: \_\_\_\_\_.  
☒ Aerials (Name & Date): Wilmington, 1997  
☐ Advanced Identification Wetland Maps: \_\_\_\_\_.  
☒ Site Visit Conducted on: October 4, 2006  
☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** The wetland drains into the onsite tributary via culverts. The drainage way is hydrologically connected to the Kankakee River, a navigable waters of the U.S.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other:                                |
| <input checked="" type="checkbox"/> wetland boundary               |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)  
☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.  
☐ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **Date:** 3/04/06

**Approved by:** \_\_\_\_\_ **Date:** 1/20/06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Ridge Property Trust **PROJECT LOCATION/WATERWAY:** Northeast of the Intersection of Murphy Road and S. Kavanaugh Road in Wilmington, Will County, Illinois

**FILE NUMBER:** LRC-2006-1200 **PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☒ The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: WILMINGTON.
- ☒ U. S. Geological Survey Hydrologic Atlas: WILMINGTON, 306.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Will County.
- ☒ U. S. Geological Survey 7.5-Minute Topographic Maps: WILMINGTON, 1993.
- ☐ U. S. Geological Survey 7.5-Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15-Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerials (Name & Date): Wilmington, 1997
- ☐ Advanced Identification Wetland Maps: \_\_\_\_\_.
- ☒ Site Visit Conducted on: October 4, 2006
- ☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** Drainage Channel 1 and 2 flow into the Kankakee River. The farmed wetland located in the middle of the subject property drains into Drainage Channel 1 and is therefore jurisdictional.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other:                                |
| <input checked="" type="checkbox"/> wetland boundary               |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- ☐ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **Date:** 31 OCT 06

**Approved by:** \_\_\_\_\_ **Date:** 1 NOV 06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** GV Designer Homes **PROJECT LOCATION/WATERWAY:** Intersection of Center Road and Dralle Road in Green Garden, Will County, Illinois

**FILE NUMBER:** LRC-2006-800 **PROJECT REVIEW COMPLETED:** ☒ Office ☐ Field

**Approved Jurisdictional Determination (JD)** (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☒ The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: FRANKFORT.
- ☒ U. S. Geological Survey Hydrologic Atlas: FRANKFORT, 231.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Will County.
- ☒ U. S. Geological Survey 7.5-Minute Topographic Maps: FRANKFORT, 1990.
- ☐ U. S. Geological Survey 7.5-Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15-Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerials (Name & Date): Green Garden, 1997
- ☐ Advanced Identification Wetland Maps: \_\_\_\_\_.
- ☐ Site Visit Conducted on:
- ☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** Parcel 1 has an intermittent tributary associated with Wetland C & D. Parcel 2 has an intermittent tributary on the northern portion of the site that crosses Center Road and another intermittent tributary associated with Wetland B on the southern boundary of the property. Parcel 3 has an intermittent tributary associated with Wetland A and Parcel 4 has no wetlands.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other:                                |
| <input checked="" type="checkbox"/> wetland boundary               |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- ☐ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **Date:** 3/06/06

**Approved by:** \_\_\_\_\_ **Date:** 1 Nov 06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).



**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**  
U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Don Thurston **PROJECT LOCATION/WATERWAY:** 39235 N. Shore Ave., Antioch, Lake County, Illinois / Grass Lake

**FILE NUMBER:** LRC-2006-1107 **PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☐ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☐ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☒ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: ANTIOCH.
- ☒ U. S. Geological Survey Hydrologic Atlas: ANTIOCH, HA 226.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Lake County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: ANTIOCH, 1993.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerials (Name & Date): 07/17/1985 Color Aerial
- ☐ Advanced Identification Wetland Maps: \_\_\_\_\_.
- ☒ Site Visit Conducted on: 02 October 2006
- ☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** Grass Lake is part of the Fox River Chain O Lakes ecosystem, and is a navigable in-fact waterway.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- ☒ clear, natural line impressed on the bank
- ☐ destruction of terrestrial vegetation
- ☐ the presence of litter and debris
- ☐ shelving
- ☐ changes in the character of soil
- ☐ other
- ☐ wetland boundary

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- ☐ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **Date:** 10-26-06

**Approved by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Unite Private Networks      **PROJECT LOCATION/WATERWAY:** Aptakisic Creek/Buffalo Grove

**FILE NUMBER:** LRC-2006-1018      **PROJECT REVIEW COMPLETED:** ☒ Office ☐ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☐ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_.
- ☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_.
- ☐ USDA Natural Resources Conservation Service Soil Survey for Lake County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: WHEELING, 1993.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerials (Name & Date): 1939, 2000, 2004, 2005; PhotoMapper 2001, 2002, & 2005
- ☒ Advanced Identification Wetland Maps: LAKE COUNTY.
- ☐ Site Visit Conducted on:
- ☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** Aptakisic Creek is a tributary of the Des Plaines River, a navigable water of the United States below Hoffman Dam, and therefore also a water of the United States under the jurisdiction of the Department of the Army.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> clear, natural line impressed on the bank | <input checked="" type="checkbox"/> destruction of terrestrial vegetation |
| <input checked="" type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving   |
| <input checked="" type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other  |
| <input type="checkbox"/> wetland boundary                                     |   |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- ☒ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **Date:** 10/27/06

**Approved by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** W-T Communications Design Group **PROJECT LOCATION/WATERWAY:** 9.3 Acre Property Located West Of Archer Avenue And Roberts Road In Bedford Park, Cook County, Illinois

**FILE NUMBER:** LRC-2006-1116 **PROJECT REVIEW COMPLETED:** ☒ Office ☐ Field

**Approved Jurisdictional Determination (JD)** (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☐ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☒ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_.
- ☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Cook County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: BERWYN, 1993.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ Aerials (Name & Date): \_\_\_\_\_.
- ☐ Advanced Identification Wetland Maps: \_\_\_\_\_.
- ☐ Site Visit Conducted on: \_\_\_\_\_.
- ☐ Other information: \_\_\_\_\_.

**Rationale for Basis (applies to any boxes checked above):** The wetland referenced as "W-1" in your delineation report is under the jurisdiction of this office due to its hydrologic connection to the Chicago Sanitary and Ship Canal, a navigable water.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- ☐ clear, natural line impressed on the bank
- ☐ the presence of litter and debris
- ☐ changes in the character of soil
- ☒ wetland boundary
- ☐ destruction of terrestrial vegetation
- ☐ shelving
- ☐ other:

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☒ This office concurs with your wetland delineation report dated August 28, 2006, prepared by Raisanen & Associates, Inc.
- ☐ This office does not confirm your wetland boundary.

**Recommended by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Approved by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Nicholas Keller III **PROJECT LOCATION/WATERWAY:** Lake County, Mill Creek

**FILE NUMBER:** LRC-2006-495 **PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☒ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: WADSWORTH.
- ☒ U. S. Geological Survey Hydrologic Atlas: WADSWORTH, HA 144.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Lake County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: WADSWORTH, 1993.
- ☒ U. S. Geological Survey 7.5 Minute Historic Quadrangles: WAUKEGAN, 1960.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerials (Name & Date): 2001, 2004
- ☒ Advanced Identification Wetland Maps: LAKE COUNTY.
- ☒ Site Visit Conducted on: 6/14/2006
- ☒ Other information: Lake County Wetland Inventory, FEMA FIRM map

**Rationale for Basis (applies to any boxes checked above):** Mill Creek flows through the property, and drains to the Des Plaines River, a navigable waterway, and is therefore subject to Department of the Army regulations. Four additional wetlands are adjacent to Mill Creek, and are also under Federal jurisdiction. Area A is Mill Creek. Area B is a wetland oxbow north of Mill Creek. Area C is an excavated pond north of Mill Creek. Area D is a wetland oxbow south of Mill Creek. The fourth wetland is a depressional area south of Mill Creek.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> clear, natural line impressed on the bank | <input checked="" type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris                    | <input type="checkbox"/> shelving   |
| <input type="checkbox"/> changes in the character of soil                     | <input type="checkbox"/> other  |
| <input checked="" type="checkbox"/> wetland boundary                          |   |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☒ This office concurs with your wetland delineation report dated December 12, 2003, prepared by Manhard Consulting, Ltd., and updated by the Topographic Survey titled "Grading Plan" dated August 23, 2006 by Peklay Surveying Co., Ltd..
- ☐ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **S** \_\_\_\_\_ **Date:** 10-24-2006

**Approved by:** \_\_\_\_\_ **5** \_\_\_\_\_ **Date:** 10-26-2006

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Interlacken Construction **PROJECT LOCATION/WATERWAY:** Des Plaines watershed/unincorp Lake Forest

**FILE NUMBER:** LRC-2006-1036 **PROJECT REVIEW COMPLETED:** ☒ Office ☐ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☐ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_.
- ☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_.
- ☐ USDA Natural Resources Conservation Service Soil Survey for Lake County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: WHEELING, 1993.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerials (Name & Date): Lake County 1939, 2000, 2004, 2005; PhotoMapper 2001, 2002, & 2005
- ☒ Advanced Identification Wetland Maps: LAKE COUNTY.
- ☐ Site Visit Conducted on:
- ☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** Wetland onsite has a surface connection to the Des Plaines River, a navigable water of the United States below Hoffman Dam, and is therefore also a water of the United States under the jurisdiction of the Department of the Army.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other                                 |
| <input checked="" type="checkbox"/> wetland boundary               |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☒ This office concurs with your wetland delineation report dated June 16, 2006, prepared by Hey and Associates, Inc.
- ☐ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Approved by:** \_\_\_\_\_ **Date:** 10/25/06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**  
U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Jade Development **PROJECT LOCATION/WATERWAY:** McHenry County

**FILE NUMBER:** LRC-2006-969 **PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☒ The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: BARRINGTON.
- ☒ U. S. Geological Survey Hydrologic Atlas: BARRINGTON, HA 150.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Kane County.
- ☐ U. S. Geological Survey 7.5 Minute Topographic Maps: \_\_\_\_\_.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerial Photographs (Name & Date): 2001, 2005
- ☒ Advanced Identification Wetland Maps: MCHENRY COUNTY.
- ☒ Site Visit Conducted on: 8/31/2006
- ☒ Other information: FEMA FIRM Map, McHenry County Natural Areas Inventory Map

**Rationale for Basis (applies to any boxes checked above):** Wetland 1 is approximately 28 acres in size and drains east through an unnamed tributary to the Fox River, a navigable waterway, and is therefore subject to Department of the Army regulations.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soils         | <input type="checkbox"/> other:                                |
| <input checked="" type="checkbox"/> wetland boundary               |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☒ This office concurs with your wetland delineation report dated August 31, 2001, prepared by V3 Consultants with updated information by Ehorn Environmental, Ltd..
- ☐ This office does not confirm your wetland boundary.

**Recommended by:** \_\_\_\_\_ **S** \_\_\_\_\_ **Date:** 10-20-06

**Approved by:** \_\_\_\_\_ **S** \_\_\_\_\_ **Date:** 10-24-06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Wal-mart Stores, Inc. **PROJECT LOCATION/WATERWAY:** Kane County

**FILE NUMBER:** LRC-2006-829 **PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☐ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: ELGIN.
- ☒ U. S. Geological Survey Hydrologic Atlas: ELGIN, HA 147.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Kane County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: ELGIN, 1992.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ U. S. Geological Survey 15 Minute Historic Quadrangles: ELGIN, 1962
- ☒ Aerial Photographs (Name & Date): 2005
- ☒ Advanced Identification Wetland Maps: KANE COUNTY
- ☒ Site Visit Conducted on: 8/10/2006
- ☒ Other information: NRCS Swampbuster Map

**Rationale for Basis (applies to any boxes checked above):** An unnamed intermittent tributary exists on the subject property, and drains southeast to the Fox River, a navigable waterway, and is therefore subject to Department of the Army regulations. This jurisdictional tributary exists both above and below the ground surface.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris                    | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soils                    | <input type="checkbox"/> other:                                |
| <input checked="" type="checkbox"/> wetland boundary                          |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☒ This office concurs with your wetland delineation report dated 6/6/06 revised 8/1/06 , prepared by Atwell-Hicks, LLC.
- ☐ This office does not confirm your wetland boundary.

**Recommended by:** \_\_\_\_\_ **Date:** 10/23/06

**Approved by:** \_\_\_\_\_ **Date:** 10/24/06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** City of Prospect Heights **PROJECT LOCATION/WATERWAY:** Beneath McDonald Creek On Camp McDonald Road In Prospect Heights, Cook County, Illinois

**FILE NUMBER:** LRC-2006-1048

**PROJECT REVIEW COMPLETED:** ☐ Office ☐ Field

**Approved Jurisdictional Determination (JD)** (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☐ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_
- ☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_
- ☒ USDA Natural Resources Conservation Service Soil Survey for Cook County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: \_\_\_\_\_
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_
- ☐ Aerials (Name & Date): \_\_\_\_\_
- ☐ Advanced Identification Wetland Maps: \_\_\_\_\_
- ☐ Site Visit Conducted on: \_\_\_\_\_
- ☐ Other information: \_\_\_\_\_

**Rationale for Basis (applies to any boxes checked above):**

McDonald Creek is under the jurisdiction of this office due it's hydrological connection to the Des Plaines River, a navigable water.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris                    | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil                     | <input type="checkbox"/> other:                                |
| <input type="checkbox"/> wetland boundary                                     |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_
- ☐ This office does not confirm your wetland boundary.

**Recommended by:**                     - S -                     **Date:**                     10/20/06                    

**Approved by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.



## U.S. Army Corps of Engineers, Chicago District

**FILE NUMBER: LRC-2006-1113**

PROJECT REVIEW COMPLETED: ☐ Office ☒ Field

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

☐ There are no jurisdictional waters of the United States present on the project site.

☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))

☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))

☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))

☐ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))

☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).

☐ Other:

☐ Section 10 waterway.

☐ U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_.  
☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_.  
☐ USDA Natural Resources Conservation Service Soil Survey for Cook County: \_\_\_\_\_.  
☐ U. S. Geological Survey 7.5 Minute Topographic Maps: \_\_\_\_\_.  
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.  
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.  
☐ Aerials (Name & Date): \_\_\_\_\_.  
☐ Advanced Identification Wetland Maps: \_\_\_\_\_.  
☒ Site Visit Conducted on: 10/3/2006  
☐ Other information: \_\_\_\_\_

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- ☐ clear, natural line impressed on the bank  
☐ the presence of litter and debris  
☐ changes in the character of soil  
☒ wetland boundary

☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)

- ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria

☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

☒ This office concurs with your wetland delineation report dated October 2006, prepared by Williams Creek Consulting.  
☐ This office does not confirm your wetland boundary.

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Elmhurst Park District **PROJECT LOCATION/WATERWAY:** From Busse Woods in Elk Grove Village to 47th Street in the Village of Lyons, DuPage County, Illinois/Salt Creek

**FILE NUMBER:** 200500078 **PROJECT REVIEW COMPLETED:** ☒ Office ☐ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☒ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☒ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: ELMHURST, Hinsdale
- ☒ U. S. Geological Survey Hydrologic Atlas: ELMHURST, HA 68. Hinsdale HA 86
- ☒ USDA Natural Resources Conservation Service Soil Survey for DuPage County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: ELMHURST, 1993. Hinsdale, 1993
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ Aerial Photographs (Name & Date): \_\_\_\_\_.
- ☒ Advanced Identification Wetland Maps: DUPAGE COUNTY..
- ☐ Site Visit Conducted on: \_\_\_\_\_.
- ☐ Other information: \_\_\_\_\_.

**Rationale for Basis (applies to any boxes checked above):** the project site includes wetlands that are adjacent to and have a hydrological connection to a jurisdictional waters of the U.S., Salt Creek which flows into the Des Plaines River, a section 10 waterway.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other                                 |
| <input type="checkbox"/> wetland boundary                          |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- ☐ This office does not confirm your wetland boundary.

**Recommended by:** \_\_\_\_\_ **Date:** 10-19-06

**Approved by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

## APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** The Harlem Irving Company **PROJECT LOCATION/WATERWAY:** SW Corner of Gary Ave. and Stark Dr. in Carol Stream, DuPage County, Illinois

**FILE NUMBER:** LRC-2006-1093 **PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.  
☐ There are non-jurisdictional waters on the project site.  
☒ There are waters of the United States on the project site.  
☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.  
☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))  
☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))  
☐ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  
☒ The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))  
☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).  
☐ Other:  
☐ Section 10 waterway.

Comment [g1]:

Comment [g2]:

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: LOMBARD.  
☒ U. S. Geological Survey Hydrologic Atlas: LOMBARD, HA 143.  
☒ USDA Natural Resources Conservation Service Soil Survey for DuPage County.  
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: LOMBARD, 1993.  
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_  
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_  
☒ Aerial Photographs (Name & Date): Fall 2002  
☐ Advanced Identification Wetland Maps: \_\_\_\_\_  
☒ Site Visit Conducted on: 12 October 2006  
☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** The subject wetland is connected to Klein Creek to the NE through a 12-16 inch concrete pipe. Klein Creek is a tributary of the DuPage River, which flows into the Des Plaines River, which is navigable below the Hoffman Dam in Riverside, Illinois.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- ☐ clear, natural line impressed on the bank  
☐ the presence of litter and debris  
☐ changes in the character of soil  
☒ wetland boundary  
☐ destruction of terrestrial vegetation  
☐ shelving  
☐ other

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)  
☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☒ This office concurs with your wetland delineation report dated August 18, 2006, prepared by Manhard Consulting, Inc.  
☐ This office does not confirm your wetland boundary.

**Recommended by:** S **Date:** 17 Oct 06

**Approved by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Tanneron Bay Townhome Association

**PROJECT LOCATION/WATERWAY:** Wooster Lake

**FILE NUMBER:** LRC-2006-1082

**PROJECT REVIEW COMPLETED:** ☐ Office ☐ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☐ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_.
- ☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_.
- ☐ USDA Natural Resources Conservation Service Soil Survey for Lake County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: WAUCONDA, 1993.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerials (Name & Date): Lake County 1939, 2000, 2004, 7 2005; PhotoMapper 2001, 2002, & 2005
- ☒ Advanced Identification Wetland Maps: LAKE COUNTY.
- ☒ Site Visit Conducted on: September 19, 2006
- ☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** Wooster Lake is tributary to Squaw Creek which flow to the Fox River, a navigable water of the United States, and is therefore a water of the United States under the jurisdiction of the Department of the Army.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> clear, natural line impressed on the bank | <input checked="" type="checkbox"/> destruction of terrestrial vegetation |
| <input checked="" type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving   |
| <input type="checkbox"/> changes in the character of soil                     | <input type="checkbox"/> other  |
| <input type="checkbox"/> wetland boundary                                     |   |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- ☒ This office does not confirm your wetland boundary

**Recommended by:**                     -5                     **Date:**           10/18/06          

**Approved by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

## U.S. Army Corps of Engineers, Chicago District

PROJECT REVIEW COMPLETED: ☒ Office ☐ Field

☐ *There are no waters on the project site.*  
☐ *There are non-jurisdictional waters on the project site.*  
☒ *There are waters of the United States on the project site.*  
☐ *There are both waters of the United States and non-jurisdictional waters on the project site.*

☐ There are no jurisdictional waters of the United States present on the project site.

☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))

☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))

☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))

☐ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))

☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).

☐ Other:

☐ Section 10 waterway.

☐ U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_.  
☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_.  
☒ USDA Natural Resources Conservation Service Soil Survey for Cook County.  
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: \_\_\_\_\_.  
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.  
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.  
☐ Aerials (Name & Date): \_\_\_\_\_.  
☐ Advanced Identification Wetland Maps: \_\_\_\_\_.  
☐ Site Visit Conducted on: \_\_\_\_\_  
☐ Other information: \_\_\_\_\_

<input checked="" type="checkbox"/>	clear, natural line impressed on the bank	<input type="checkbox"/>	destruction of terrestrial vegetation
<input type="checkbox"/>	the presence of litter and debris	<input type="checkbox"/>	shelving
<input type="checkbox"/>	changes in the character of soil	<input type="checkbox"/>	other:
<input checked="" type="checkbox"/>	wetland boundary		

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**  
U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Pasquinelli Development **PROJECT LOCATION/WATERWAY:** Kane County

**FILE NUMBER:** LRC-2006-758 **PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☒ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: PINEGREE GROVE.
- ☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Kane County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: PINGREE GROVE, 1992.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerial Photographs (Name & Date): 1990, 1991, 1995, 1996, 1997, 1998, 2002
- ☒ Advanced Identification Wetland Maps: KANE COUNTY
- ☒ Site Visit Conducted on: 8/10/2006
- ☒ Other information: FEMA FIRM map, NRCS Swampbuster Map

**Rationale for Basis (applies to any boxes checked above):** Wetland 1 includes North Plato Ditch, which drains to Pingree Creek, Tyler Creek, and then to the Fox River, a navigable waterway, and is therefore subject to Department of the Army regulations. Wetland 2 includes Pingree Creek and is also jurisdictional.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> clear, natural line impressed on the bank | <input checked="" type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris                    | <input type="checkbox"/> shelving   |
| <input type="checkbox"/> changes in the character of soils                    | <input type="checkbox"/> other:   |
| <input checked="" type="checkbox"/> wetland boundary                          |   |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- ☒ This office does not confirm your wetland boundary.

**Recommended by:** \_\_\_\_\_ **S** \_\_\_\_\_ **Date:** 10-16-06

**Approved by:** \_\_\_\_\_ **S** \_\_\_\_\_ **Date:** 10-18-06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Village of West Dundee **PROJECT LOCATION/WATERWAY:** Kane County**FILE NUMBER:** LRC-2006-1054 **PROJECT REVIEW COMPLETED:** ☒ Office ☐ Field**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.  
☐ There are non-jurisdictional waters on the project site.  
☒ There are waters of the United States on the project site.  
☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.  
☒ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))  
☒ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))  
☐ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  
☐ The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))  
☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).  
☐ Other:  
☒ Section 10 waterway.

**Information Reviewed**

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_  
☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_  
☐ USDA Natural Resources Conservation Service Soil Survey for Kane County.  
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: ELGIN, 1992.  
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_  
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_  
☒ Aerial Photographs (Name & Date): 2005  
☐ Advanced Identification Wetland Maps: KANE COUNTY  
☐ Site Visit Conducted on:  
☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** The Fox River is a navigable waterway, and is therefore subject to Department of the Army regulations.**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris                    | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soils                    | <input type="checkbox"/> other:                                |
| <input type="checkbox"/> wetland boundary                                     |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)  
☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_  
☒ This office does not confirm your wetland boundary.

**Recommended by:** \_\_\_\_\_ **Date:** 10/11/06**Approved by:** \_\_\_\_\_ **Date:** 10/11/06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Bravo Custom Homes, LLC **PROJECT LOCATION/WATERWAY:** South of Lake Street, West of Illinois Route 59, East of Naperville Road In Bartlett, Cook County, Illinois

**FILE NUMBER:** LRC-2006-997

**PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☐ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☒ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_.
- ☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_.
- ☐ USDA Natural Resources Conservation Service Soil Survey for Cook County.
- ☐ U. S. Geological Survey 7.5 Minute Topographic Maps: \_\_\_\_\_.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ Aerials (Name & Date): \_\_\_\_\_.
- ☐ Advanced Identification Wetland Maps: \_\_\_\_\_.
- ☒ Site Visit Conducted on: September 21, 2006
- ☐ Other information:

**Rationale for Basis (applies to any boxes checked above):**

Area 1, as referenced in your delineation report, drains to Brewster Creek, a tributary to the Fox River which is designated as a navigable water.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other:                                |
| <input checked="" type="checkbox"/> wetland boundary               |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☒ This office concurs with your wetland delineation report dated July 5, 2006, prepared by V3.
- ☐ This office does not confirm your wetland boundary.

**Recommended by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Approved by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

<sup>1</sup> Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.



**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**  
U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** City of McHenry **PROJECT LOCATION/WATERWAY:** McHenry Co.

**FILE NUMBER:** LRC-2006-649 **PROJECT REVIEW COMPLETED:** ☐ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☒ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: MCHENRY.
- ☒ U. S. Geological Survey Hydrologic Atlas: MCHENRY, HA 255.
- ☒ USDA National Resources Conservation Service Soil Survey for McHenry County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: MCHENRY, 1992.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerial Photographs (Name & Date): 2005
- ☒ Advanced Identification Wetland Maps: MCHENRY COUNTY..
- ☒ Site Visit Conducted on: 8/1/06
- ☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** The wetland complex and tributary on the subject property is tributary to the Fox River, a navigable waterway under Department of Army jurisdiction.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other:                                |
| <input checked="" type="checkbox"/> wetland boundary               |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☒ This office concurs with your wetland delineation report dated March 2006, prepared by Smith Engineering Consultants, Inc.
- ☐ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **Date:** 10/10/06

**Approved by:** \_\_\_\_\_ **Date:** 1-11-06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** 1329 N Lake Street LLC **PROJECT LOCATION/WATERWAY:** Kane County**FILE NUMBER:** LRC-2006-1077 **PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.  
☐ There are non-jurisdictional waters on the project site.  
☒ There are waters of the United States on the project site.  
☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.  
☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))  
☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))  
☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  
☐ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))  
☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).  
☐ Other:  
☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: AURORA NORTH.  
☒ U. S. Geological Survey Hydrologic Atlas: AURORA NORTH, HA 70.  
☒ USDA Natural Resources Conservation Service Soil Survey for Kane County.  
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: AURORA NORTH, 1993.  
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_  
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_  
☒ Aerial Photographs (Name & Date): 2002, 2005, 1939  
☒ Advanced Identification Wetland Maps: KANE COUNTY  
☒ Site Visit Conducted on: 9/26/2006  
☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** A channel exists on the subject property, which drains through a series of culverts to the Fox River, a navigable waterway, and is therefore subject to Department of the Army regulations.**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> clear, natural line impressed on the bank | <input checked="" type="checkbox"/> destruction of terrestrial vegetation |
| <input checked="" type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving   |
| <input type="checkbox"/> changes in the character of soils                    | <input type="checkbox"/> other:   |
| <input checked="" type="checkbox"/> wetland boundary                          |   |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)  
☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_  
☒ This office does not confirm your wetland boundary.

**Recommended by:** \_\_\_\_\_ **Date:** 10-5-06**Approved by:** \_\_\_\_\_ **Date:** 10-11-06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Frank Keenan / Jack Winnik **PROJECT LOCATION/WATERWAY:** West end of Pleasant Drive in Ingleside, Lake County, Illinois / Squaw Creek

**FILE NUMBER:** LRC-2006-712 **PROJECT REVIEW COMPLETED:** ☒ Office ☒ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.  
☐ There are non-jurisdictional waters on the project site.  
☒ There are waters of the United States on the project site.  
☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.  
☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))  
☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))  
☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  
☒ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))  
☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).  
☐ Other:  
☐ Section 10 waterway.

**Information Reviewed**

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: FOX LAKE.  
☒ U. S. Geological Survey Hydrologic Atlas: FOX LAKE, HA 151.  
☒ USDA Natural Resources Conservation Service Soil Survey for Lake County.  
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: FOX LAKE, 1993.  
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.  
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.  
☒ Aerials (Name & Date): Summer 2001, Fall 2002, Summer 2004  
☒ Advanced Identification Wetland Maps: LAKE COUNTY.  
☒ Site Visit Conducted on: 25 September 2006  
☐ Other information:

**Rationale for Basis (applies to any boxes checked above):** Wetlands along shoreline of Squaw Creek, which flows into Fox Lake, a navigable in-fact waterway that is part of the Fox River Chain-O-Lakes ecosystem.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |  |  |
|--|--|
| <input type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil          | <input type="checkbox"/> other                                 |
| <input checked="" type="checkbox"/> wetland boundary               |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)  
☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.  
☐ This office does not confirm your wetland boundary

**Recommended by:** \_\_\_\_\_ **Date:** 10-09-06

**Approved by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Commonwealth Edison      **PROJECT LOCATION/WATERWAY:** Norton Creek/Fox River

**FILE NUMBER:** LRC-2006-1043      **PROJECT REVIEW COMPLETED:** ☒ Office ☐ Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☐ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_.
- ☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_.
- ☒ USDA Natural Resources Conservation Service Soil Survey for DuPage County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: WEST CHICAGO, 1993.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- ☒ Aerial Photographs (Name & Date): PhotoMapper 2000, 2004, & 2005
- ☐ Advanced Identification Wetland Maps: \_\_\_\_\_.
- ☐ Site Visit Conducted on: \_\_\_\_\_
- ☐ Other information: \_\_\_\_\_

**Rationale for Basis (applies to any boxes checked above):** The pond on site is tributary to Norton Creek, which is itself tributary to the Fox River, a navigable water of the United States, and is therefore a water of the United States under the jurisdiction of the Department of the Army.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> clear, natural line impressed on the bank | <input checked="" type="checkbox"/> destruction of terrestrial vegetation |
| <input checked="" type="checkbox"/> the presence of litter and debris         | <input type="checkbox"/> shelving   |
| <input type="checkbox"/> changes in the character of soil                     | <input type="checkbox"/> other  |
| <input type="checkbox"/> wetland boundary                                     |   |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- ☒ This office does not confirm your wetland boundary.

**Recommended by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Approved by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

**APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT**

U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** Mr. Mike Moran **PROJECT LOCATION/WATERWAY:** 2400 E. Oakton Street In Arlington Heights, Cook County, Illinois

**FILE NUMBER:** LRC-2006-1019

**PROJECT REVIEW COMPLETED:** ☒ Office ☐ Field

**Approved Jurisdictional Determination (JD)** (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- ☐ There are no waters on the project site.
- ☐ There are non-jurisdictional waters on the project site.
- ☒ There are waters of the United States on the project site.
- ☐ There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- ☐ There are no jurisdictional waters of the United States present on the project site.
- ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- ☐ The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- ☒ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- ☐ The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- ☐ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- ☐ Other:
- ☐ Section 10 waterway.

**Information Reviewed**

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_
- ☐ U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_
- ☐ USDA Natural Resources Conservation Service Soil Survey for Cook County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: ARLINGTON HEIGHTS, 1993.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_
- ☐ Aerials (Name & Date): \_\_\_\_\_
- ☐ Advanced Identification Wetland Maps: \_\_\_\_\_
- ☐ Site Visit Conducted on: \_\_\_\_\_
- ☐ Other information: \_\_\_\_\_

**Rationale for Basis (applies to any boxes checked above):**

Higgins Creek is under the jurisdiction of this office due to it's hydrologic connection to the Des Plaines River, a navigable water.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> clear, natural line impressed on the bank | <input type="checkbox"/> destruction of terrestrial vegetation |
| <input type="checkbox"/> the presence of litter and debris                    | <input type="checkbox"/> shelving                              |
| <input type="checkbox"/> changes in the character of soil                     | <input type="checkbox"/> other:                                |
| <input type="checkbox"/> wetland boundary                                     |  |

**Basis for Declining Jurisdiction:**

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- ☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- ☐ This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- ☒ This office does not confirm your wetland boundary.

**Recommended by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Approved by:** \_\_\_\_\_ **Date:** 10/25/06

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.